

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION**

CHARLES C. LEVY,)	
)	
Plaintiff,)	
)	
v.)	CV424-138
)	
VANEAL MCKINNY, <i>et al.</i> ,)	
)	
Defendants.)	

ORDER

Proceeding *pro se* and *in forma pauperis*, Plaintiff Charles C. Levy brought this apparent 42 U.S.C. § 1983 action against several private individuals with whom he was in conflict. *See* doc. 1 at 5-8. The Court granted Levy’s request to pursue his case *in forma pauperis* (IFP), doc. 4, and ordered him to return the necessary forms by August 22, 2024, *id.* at 4-5. Levy then consented to plenary disposition of his case by the undersigned United States magistrate judge. *See* docs. 7 & 8; *see also* 28 U.S.C. § 636(c). Levy filed his consent to collection of fees from his prisoner trust account with the Court on July 15, 2024.¹ Doc. 6.

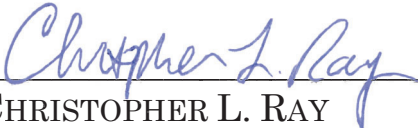
¹ Pursuant to the “prison mailbox rule,” Levy’s form is deemed filed on the date he signed it. *See, e.g., Washington v. United States*, 243 F.3d 1299, 1301 (11th Cir. 2001).

However, he never filed his prisoner trust account statement form. *See generally*, docket.

A district court retains the inherent power to police its docket and to enforce its orders. *Link v. Wabash Railroad Co.*, 370 U.S. 626, 630-31 (1962); *Mingo v. Sugar Cane Growers Co-op*, 864 F.2d 101, 102 (11th Cir. 1989); *Jones v. Graham*, 709 F.2d 1457, 1458 (11th Cir. 1983); *Brown v. Tallahassee Police Dept.*, 205 F. App'x 802, 802 (11th Cir. 2006). Under the Federal Rules of Civil Procedure, a complaint may be dismissed either for failure to prosecute or for failure to comply with an order of the court. Fed. R. Civ. P. 41(b). Additionally, this Court's Local Rules provide that the Court may dismiss an action for want of prosecution when a party has "willful[ly] disobe[yed] . . . any order of the Court" or for "[a]ny other failure to prosecute a civil action with reasonable promptness." S.D. Ga. L.R. 41.1(b), (c). The Court's prior Order expressly warned Levy of the consequences of failing to comply with its instructions. *See* doc. 4 at 5. Levy's failure to prosecute this case and failure to respond to the Court's Order warrant dismissal. Accordingly, his Complaint is **DISMISSED** for failing to obey a court order and failing

to prosecute his case. Doc. 1. The Clerk of Court is **DIRECTED** to **CLOSE** this case.

SO ORDERED, this 23rd day of October, 2024.



CHRISTOPHER L. RAY
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF GEORGIA